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DEC 28 2005

US MARSHALS SERVICE-GUAM

FILED
DISTRICT COURT OF GUAM

FEB - 9 2006

MARY L.M. MORAN
CLERK OF COURT

1 \$3,700.WAR

2 LEONARDO M. RAPADAS

United States Attorney

3 KARON V. JOHNSON

Assistant U.S. Attorney

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5 Hagåtña, Guam 96910

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7 Attorneys for the United States of America

8
9 IN THE UNITED STATES DISTRICT COURT

10 FOR THE DISTRICT OF GUAM

11
12 UNITED STATES OF AMERICA,)

13 Plaintiff,)

14 vs.)

15 \$3,700.00 UNITED STATES)
16 CURRENCY,)

17 Defendant.)

CIVIL CASE NO. 05-00040

WARRANT OF ARREST IN REM

18 TO: THE UNITED STATES MARSHAL FOR THE DISTRICT OF GUAM AND/OR ANY
19 OTHER DULY AUTHORIZED LAW ENFORCEMENT OFFICER:

20 WHEREAS, a verified complaint has been filed in this Court praying that process issue
21 for the arrest of property that is the subject of this action:

22 NOW, THEREFORE, we do hereby command that you seize the property, which is
23 described as \$3,700.00 UNITED STATES CURRENCY, until further order of the Court
24 respecting the same.

25 All persons claiming an interest in said property must file their claims, pursuant to Rule C
26 of the Supplemental Rules of Certain Admiralty and Maritime Claims, within thirty (30) days
27 after the date of service of the Government's complaint or after the execution of the warrant or
28

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1 actual notice of this action, or as applicable, not later than thirty (30) days after the date of final
2 publication of notice of the filing of the complaint, whichever occurs first, and must serve and
3 file an answer within twenty (20) days after the filing of the claim with the Office of the Clerk,
4 United States District Court for the District of Guam, 520 West Soledad Avenue, Hagatna, Guam
5 96910.

6 Additional procedures and regulations regarding this forfeiture action are found at 19
7 U.S.C. §§ 1602-1619, and Title 21, Code of Federal Regulations (C.F.R.) §§ 1316.71-1316.81.
8 All persons and entities who have an interest in the defendant property may, in addition to filing
9 a claim or in lieu of the filing of a claim, submit a Petition for Remission or Mitigation of the
10 forfeiture for a non-judicial determination of this action pursuant to 28 C.F.R. Part 9.

11 YOU ARE FURTHER COMMANDED to give due notice to all persons and entities
12 having an interest in the property under seizure by publication in a newspaper of general
13 circulation in the judicial district where the defendant property was seized.

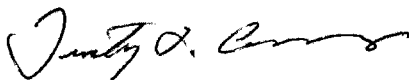
14 YOU ARE FURTHER COMMANDED, promptly after execution of this process, to file
15 the same in this Court with your return thereon, identifying the individuals upon whom copies
16 were served and the manner employed.

17 DATED this 28th day of December, 2005.

18
19 MARY L.M. MORAN
Clerk of the Court

20 
21 By: Renee M. Martinez
22 Deputy Clerk

23 Warrant served by Patricia
24 Goldsmith (CBP) to Bruce
25 Yoshinaka, Acting FBI
26 Officer in Honolulu, HI on
27 1/31/06 @ 1430 HRS.

28 
Special Agent
Timothy A. Conway

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DEC 27 2005

DISTRICT COURT OF GUAM
HAGATNA, GUAM



Department of the Treasury
Federal Law Enforcement Agencies
PROCESS RECEIPT AND RETURN

| | | | |
|--|---|---|---|
| PLAINTIFF United States of America | | COURT CASE NUMBER Civil Case No. 05-00040 | |
| DEFENDANT \$3,700.00 in U.S. Currency | | TYPE OF PROCESS Defendant Property | |
| SERVE AT | NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC. TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE Customs and Border Protection | | |
| | ADDRESS (Street or RFD, Apartment No., City, State and Zip Code) Honolulu, Hawaii | | |
| SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW KARON V. JOHNSON, AUSA Sirena Plaza, Ste. 500 108 Hernan Cortez Ave. Hagatna, Guam 96910 | | NUMBER OF PROCESS TO BE SERVED IN THIS CASE. NUMBER OF PARTIES TO BE SERVED IN THIS CASE. CHECK BOX IF SERVICE IS ON USA | 1 |
| SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE. (Includes Business and Alternate Addresses, Telephone Numbers, and Estimated Times Available For Service): Please arrest defendant property as soon as possible, and return completed form. FP&F#2005321000003901 | | | |
| Signature of Attorney or other Originator requesting service on behalf of <i>Karon V. Johnson</i> | | [X] PLAINTIFF [] DEFENDANT | TELEPHONE NO. (671) 472-7332 DATE 1/20/06 |
| SIGNATURE AND DATE OF PERSON ACCEPTING PROCESS. <i>James J. Smith</i> 01/23/06 | | | |
| SPACE BELOW FOR USE OF TREASURY LAW ENFORCEMENT AGENCY | | | |
| I acknowledge receipt for the total number of process indicated. 1 | District of Origin No. 3210 | District to Serve No. 3201 | SIGNATURE OF AUTHORIZED TREASURY AGENCY OFFICER. <i>W. J. Smith</i> DATE 1/31/06 |
| I HEREBY CERTIFY AND RETURN THAT I [] PERSONALLY SERVED, [] HAVE LEGAL EVIDENCE OF SERVICE, [X] HAVE EXECUTED AS SHOWN IN REMARKS, THE PROCESS DESCRIBED ON THE INDIVIDUAL, COMPANY, CORPORATION, ETC., AT THE ADDRESS SHOWN ABOVE OR ON THE ADDRESS INSERTED BELOW. | | | |
| [X] I HEREBY CERTIFY AND RETURN THAT I AM UNABLE TO LOCATE THE INDIVIDUAL, COMPANY, CORPORATION, ETC NAMED ABOVE. | | | |
| NAME & TITLE OF INDIVIDUAL SERVED IF NOT SHOWN ABOVE: Bruce Yoshinaka, Acting FP&F Officer | | [] A person of suitable age and discretion then residing in the defendant's usual place of abode. | |
| ADDRESS: (Complete only if different than shown above) | | DATE OF SERVICE 1/31/06 | TIME OF SERVICE 2:30 [] AM [X] PM |
| SIGNATURE, TITLE AND TREASURY AGENCY | | | |
| REMARKS: The property has been arrested and is on deposit at the National Finance Center. | | | |